



UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

CORY SPENCER, an individual;  
DIANA MILENA REED, an individual;  
and COASTAL PROTECTION  
RANGERS, INC., a California non-  
profit public benefit corporation,

Plaintiffs,

v.

LUNADA BAY BOYS; THE  
INDIVIDUAL MEMBERS OF THE  
LUNADA BAY BOYS, including but  
not limited to SANG LEE, BRANT  
BLAKEMAN, ALAN JOHNSTON aka  
JALIAN JOHNSTON, MICHAEL RAE  
PAPAYANS, ANGELO FERRARA,  
FRANK FERRARA, CHARLIE  
FERRARA and N.F.; CITY OF PALOS  
VERDES ESTATES; CHIEF OF  
POLICE JEFF KEPLEY, in his  
representative capacity; and DOES 1-  
10,

Defendants.

Case No. CV 16-02129-SJO (RAOx)

ORDER ACCEPTING AMENDED  
REPORT AND  
RECOMMENDATION OF UNITED  
STATES MAGISTRATE JUDGE

Pursuant to 28 U.S.C. § 636, the Court has reviewed Plaintiffs' Motion for Sanctions Against Defendants Charlie Ferrara, Frank Ferrara and Sang Lee ("Motion"), the objecting and replying papers, all of the other records and files herein, and the Amended Report and Recommendation of United States Magistrate

1 Judge filed on November 29, 2017 ("Amended Report"). The time for filing  
2 objections to the Amended Report has passed and no objections have been received.  
3 Accordingly, the Court accepts and adopts the findings, conclusions, and  
4 recommendations of the Magistrate Judge.

5 Plaintiff's Motion for Sanctions is GRANTED-IN-PART and DENIED-IN-  
6 PART. It is HEREBY ORDERED that Plaintiffs are permitted to depose  
7 Defendants Sang Lee, Charlie Ferrara, and Frank Ferrara regarding issues relevant  
8 to spoliation, with costs to be shared by Plaintiffs and the deposed Defendants. At  
9 trial, the parties will be permitted to present evidence and argument related to the  
10 unrecoverable text messages for Defendant Lee and the Ferrara Defendants and the  
11 unavailable cellular billing records for Charlie Ferrara.

12  
13 IT IS SO ORDERED.

14 January 8, 2018

15 DATED: \_\_\_\_\_



\_\_\_\_\_  
S. JAMES OTERO  
UNITED STATES DISTRICT JUDGE